

Message Text

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ACTION STR-04

INFO OCT-01 EUR-12 IO-13 ISO-00 STRE-00 AGRE-00 CEA-01
CIAE-00 COME-00 DODE-00 EB-08 FRB-03 H-01 INR-07
INT-05 L-03 LAB-04 NSAE-00 NSC-05 PA-01 AID-05
SS-15 ITC-01 TRSE-00 USIA-06 PRS-01 SP-02 OMB-01
FEA-01 /100 W

-----119220 051957Z /61

P R 051658Z AUG 77
FM USMISSION GENEVA
TO SECSTATE WASHDC PRIORITY 0065
INFO AMEMBASSY BRUSSELS

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USMTN USEEC

ACTION STR

STR PASS CODEL

STR FOR KELLY

E.O. 11652: N/A
TAGS: ETRD, MTN
SUBJ: NTB NOTIFICATION ON US TESTING REQUIREMENTS FOR GAS
CYLINDERS

REF: 76 STATE A-2948

1. PER REFAIR US MTN DEL REQUESTED GATT SECRETARIAT TO DELETE
EEC NTB INVENTORY NOTIFICATION 273.1 IN LIGHT OF DEPT OF TRANS-
PORTATION REVISION FOR TESTING REQUIREMENTS OF GAS CYLINDERS.
GATT SECRETARIAT FORWARDED THE REQUEST TO THE EEC. AFTER WE
PROVIDED ADDITIONAL INFORMATION TO THE EEC FOR CLARIFICATION
PURPOSES, THE EEC TRANSMITTED A LETTER TO US MTN DEL, SUBSTAN-
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TIVE PORTION OF WHICH IS AS FOLLOWS:

QUOTE WHILE THE INFORMATION AND THE AMENDED REGULATIONS ARE
SATISFACTORY IN GENERAL TERMS, FOREIGN PRODUCTS STILL DO NOT
APPEAR TO RECEIVE "TREATMENT NO LESS FAVORABLE THAN THAT
ACCORDED TO LIKE PRODUCTS OF NATIONAL ORIGIN". UNDER SEC. 178
OF THE REGULATIONS U.S. MANUFACTURERS MAY USE A "COMPETENT

INSPECTOR OF THE MANUFACTURER", WHEREAS THE FOREIGN MANUFACTURER STILL HAS TO USE AN INDEPENDENT INSPECTION AGENCY.

IN VIEW OF THIS WE CONSIDER THAT NOTIFICATION NO. 273.1 SHOULD REMAIN ON THE INVENTORY OF NON-TARIFF MEASURES AND REGRET THAT WE ARE UNABLE TO ACCEDE TO THE REQUEST BY THE UNITED STATES, TRANSMITTED TO US ON 27 JULY '76 BY THE GATT SECRETARIAT, THAT IT BE DELETED. UNQUOTE.

ACCORDING TO THE GATT SECRETARIAT, EEC'S REFUSAL TO ACCEDE TO DELETION MEANS THAT THE NOTIFICATION WILL REMAIN UNCHANGED IN THE INVENTORY.

2. THE NOTIFICATION REFERS TO THE REQUIREMENT THAT TESTS BE CONDUCTED IN THE U.S. REFAIR EXPLAINS THAT THIS REQUIREMENT HAS BEEN CHANGED TO PERMIT FOREIGN TESTING, FURTHERMORE, THE EEC'S CITATION OF THE INSPECTION PROVISION APPEARS TO BE IN ERROR SINCE, ACCORDING TO OUR INFORMATION, THE REQUIREMENT FOR USING AN INDEPENDENT INSPECTOR IS APPLICABLE TO DOMESTICALLY MANUFACTURED HIGH PRESSURE CYLINDERS (SECTION 178.65-3) AS WELL AS TO ALL FOREIGN MANUFACTURED CYLINDERS. THEREFORE, SHORT OF DELETION OF THE NOTIFICATION, IT COULD BE CHANGED TO REFLECT THE NEW SITUATION AND, SPECIFICALLY, THE EEC'S REASONS FOR NOT AGREEING TO DELETE THE ITEM.

3. ACTION REQUESTED US MTN DEL REQUESTS THAT WE BE AUTHORIZED A) TO SEEK EC MODIFICATION OF THEIR NOTIFICATION ALONG LINES LIMITED OFFICIAL USE

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OF PARA. 2 ABOVE AND B) TO INSERT REFERENCE TO REVISION OF DOT REGULATIONS AS US STATEMENT IN THE INVENTORY.CULBERT

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TRANSPORTATION, EQUIPMENT, CONTAINERIZATION, TARIFF BARRIERS, DANGEROUS CARGO, HIGHWAY TRANSPORTATION, GASES
Control Number: n/a
Copy: SINGLE
Sent Date: 05-Aug-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977GENEVA06684
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770281-0853
Format: TEL
From: GENEVA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770894/aaaadbgy.tel
Line Count: 96
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 0dff6f61-c288-dd11-92da-001cc4696bcc
Office: ACTION STR
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 76 STATE A-2948
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 10-Mar-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 1701439
Secure: OPEN
Status: NATIVE
Subject: NTB NOTIFICATION ON US TESTING REQUIREMENTS FOR GAS CYLINDERS
TAGS: ETRD, ENRG, US, MTN
To: STATE
Type: TE
vdkgvwkey: odbcc://SAS/SAS.dbo.SAS_Docs/0dff6f61-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
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